

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
CASE NO. 3:06CV435**

PATRIC T. KENNEDY,

Plaintiff,

v.

JO ANNE B. BARNHART,  
COMMISSIONER OF SOCIAL SECURITY,

Defendant.


**ORDER**

The defendant, Jo Anne B. Barnhart, Commissioner of Social Security, has moved this Court, pursuant to sentence six of 42 U.S.C. §405(g), to remand the cause for further administrative proceedings. *See Melkonyan v. Sullivan*, 501 U.S. 89, 101 n.2 (1991); *Shalala v. Schaefer*, 113 S.Ct. 2625, 2629 n.2. (1993). The Commissioner requests voluntary remand of the claim and good cause exists to support this request for remand. Plaintiff has consented to the Motion for Remand.

THEREFORE, IT IS ORDERED that, pursuant to sentence six of 42 U.S.C. §405(g), this case is remanded to the defendant Commissioner. No judgment shall be entered in this matter at this time.

**IT IS SO ORDERED.**

Signed: January 16, 2007

  
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David C. Keesler  
United States Magistrate Judge

